

EX PARTE - 12-411-1111

**HALPRIN TEMPLE**

1317 F STREET, N.W. 4TH FLOOR  
WASHINGTON, D.C. 20004  
(202) 371-9100 TELEFAX (202) 371-1497

ALBERT HALPRIN  
RILEY K. TEMPLE  
J. F. BROWN

JANICE OBUCHOWSKI  
OF COUNSEL

October 20, 2003

RECEIVED

OCT 20 2003

ORIGINAL

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re *Progeny LMS, LLC Petition for Rulemaking to Amend Part 90 of the  
Commission's Rules Governing Location and Monitoring Service To  
Provide Greater Flexibility, RM-10403*

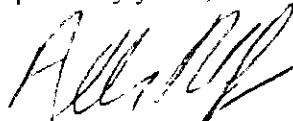
Oral ExParte Presentation

Dear Ms. Dortch:

On Friday, October 17, 2003, Nick Frenzel, Mike McMains, Janice Obuchowski and Albert Halprin met on behalf of Progeny LMS, LLC ("Progeny") with Sam Feder, legal advisor to Commissioner Kevin Martin. The meeting was held to discuss and clarify issues relating to Progeny's proposals for rule changes affecting Location and Monitoring Service ("LMS") in the 902-928 megahertz band. The discussion also focused on the technical showing made in Progeny's White Paper filed in the above-captioned proceeding and on ways to mitigate any potential interference between licensed and unlicensed uses of the band.

In accordance with Section 1.1206(b) of the Commission's Rules, please accept this original and one copy for submission.

Respectfully yours,



Albert Halprin

cc Sam Feder

10/20/03  
GAB:OE

041